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To:	Valerie Kinard								
Fax No:	(703) 308-7749	(703) 308-7749							
Phone No:	(703) 305-3974	(703) 305-3974							
Re:	U.S. Patent Applica	U.S. Patent Application No. 10/705,815							
Your Ref:									
Seed IP Ref:	890050.448								
No. of Pages:	38 (including this pa	age)							
If you do not receive	If you do not receive all pages, please call L. Shockey at (206) 622-4900 or fax our office.								
X Urgent	X For Review	Please Confirm Receipt	Please Reply ASAP						
Comments: Attached we are		owing documents, which	were filed on						
Transmittal For	m (1 page)								
Fee Transmitta	l (1 page)(+copy)								
Petition to With	Petition to Withdraw Holding of Abandonment (4 pages)(+copy)								
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Transmission Ir	nformation:								
Date:	Time:	Ву:	· · ·						

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December 15, 2004

OIPE Customer Service

Fax No: (703) 308-7751

Phone No:

Re: U.S. Patent Application No. 10/705,815

Your Ref:

Seed IP Ref: 890050.448

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Please Reply **ASAP**

Comments:

Transmittal Form (1 page)

Fee Transmittal (1 page)(+copy)

Petition to Withdraw Holding of Abandonment (4 pages)(+copy)

Seed intellectual Property Law Graup PLLC

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addross 701 Fifth Avenue Suite 6300 Seattle, WA 98104

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Facsimile T	ransmission		December 15, 2004
To:	OIPE Customer Se	rvice	
Fax No:	(703) 308-7751		
Phone No:			
Re:	U.S. Patent Applica	tion No. 10/705,815	
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Seed IP Ref:	890050.448		
No. of Pages:	35 (including this pa	age)	
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ENCLOSURES (check all that apply)

TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

10/705,815
November 10, 2003
Narutoshi Fukuzawa
1752
890050.448

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Seed Intellectual Property Law Group PLLC 00500 Signature Printed Name Hai Han, Ph.D. Date December 15, 2004 Reg. No. 54,150 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Signature December 15, 2004 Typed or printed name Laura C. Shockey Date: December 15, 2004	Fee Transmitte Fee Attach Amendment/R After Final Affidavits/c Extension of T Express Aband Request Information Dis Statement; For Cited Reference Certified Copy Document(s) Response to N under 37 C.F.f. Response to N Parts/Incomple	declaration(s) declar	Request for Corrected Filing Receipt Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation, Change of Correspondence Address Declaration Statement under 37 CFR 3.73(b) Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on CD		After Allowance Communication to TC Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Return Receipt Postcard Other Enclosure(s) (please identify below): Copy of Notice of Abandonment		
Firm Name Seed Intellectual Property Law Group PLLC Signature Printed Name Hai Han, Ph.D. Date December 15, 2004 Reg. No. 54,150 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Signature		OLONATU	DE OF ARRUGANT ATTOR	NEV O	PACENT		
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1	with the United S addressed to: Co shown below.	at this corresp	ondence is being facsimile to Service with sufficient postar Patents, P.O. Box 1450, A	transmit age as Alexandr	ted to the USPTO first class mail in ia, VA 22313-1450	an envelope	
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1 14. This collection is estimated to lake 2 hours to complete, including gettering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the inclividual case. Any comments on the amount of time you require to complete this form and/or suggestions for roducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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	for FY 2	005		First Named		Narutoshi F	ukuzawa	<u> </u>
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Provisional	200	100	0	0	0	0		
2. EXCESS CLAIM	FEES							Small Entity
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SUBMITTED BY								
	1 1			Registration No.	54,150	Telephone	206 61	22-4900
Signature	<u>ra</u>			(Attorney/Agent)	J-1, 10U	Telephone		
Name (Print/Type)	Hai Han, Ph.C	J.				Date	Песеп	nber 15, 2004 - İ

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•				Application	Number	10/705,815			
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	for FY 2	2005		First Name		Narutosni F	Narutoshi Fukuzawa		
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FEE CALCULATIO	N								
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Utility	300	150	500	250	200	100			
Design	200	100	100	50	130	65			
Provisional	200	100	0	0	0	0			
2. EXCESS CLAIM	! FEES						Small I	Entity	
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4. OTHER FEE(S)							Fees Pai	id (\$)	
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SUBMITTED BY									
Signature	400			istration No.	54,150	Telephone	206-622-4900		
Name (Print/Type)	Hai Han, Ph.I	<u></u>		orney/Agent)		Date	December 15, 2	004	
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PATENT

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Office on the date shown below:

December 15, 2004

Date

Laura C. Shockey

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Narutoshi Fukuzawa

Application No.

10/705,815

Filed

: November 10, 2003

For

OPTICAL RECORDING DISK, METHOD FOR

MANUFACTURING OPTICAL RECORDING DISK AND

OPTICAL RECORDING AND REPRODUCING METHOD FOR

OPTICAL RECORDING DISK

Docket No.:

890050.448

Date

December 15, 2004

FAX (703) 308-7751

OIPE Customer Service Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 C.F.R 1.181(a)

Commissioner for Patents:

Submitted herein is a petition in reply to the Notice of Abandonment mailed on November 29, 2004. According to the Notice, the application became abandoned for failure to reply or properly reply to the Notice to File Missing Parts mailed on February 23, 2004. Our office never received the Notice to File Missing Parts. Applicant respectfully contends that the

Application No. 10/705,81.

Reply to Notice of Abandonment dated November 29, 2004

application is not in fact abandoned because Applicant has never received the Office Communication at issue.

Applicant hereby provides the following information to satisfy the requirements as specified in MPEP §711.03(c) (I)(A) regarding a grantable petition to withdraw holding of abandonment based on failure to receive office action or communication.

The following are the procedures at Seed IP Law Group for processing mail and docketing PTO due dates:

- Mail is received in the office, all USPTO correspondence is sent directly to docketing department;
- Docketing personnel make an independent review of the documents and produce an independent calculation of due dates (without the use of a computer);
- c. Docketing personnel enter the base date (date mailed from USPTO) into our CPI (Computer Packages Inc.) database and select the appropriate template from the CPI system with the required date calculations programmed for each template;
- d. Docketing personnel compare the independent calculation date with the CPI generated date for accuracy;
- e. Docketing personnel forward a copy of the "print screen" with all due dates listed along with the USPTO correspondent to assigned Legal Assistant;
- f. The legal assistant reviews the docketing department's due date and enters the due date on to a paper calendar;
- g. The legal assistant enters the USPTO correspondence into the appropriate file, and updates file index listing the date mailed from the USPTO and the due date.

Attached hereto are copies from our docketing department showing all actions/reminders entered into CPI with a base date of February 23, 2004 as well as a copy of filing missing parts due on April 23, 2004. A copy of the legal assistant's desk calendar showing

Application No. 10/705,812 Reply to Notice of Abandonment dated November 29, 2004

the due dates for the month of April 2004 is enclosed as well as a copy of the file index showing all correspondence to and from the USTPO for this matter.

Upon a strict review of our docketing department's records, the Legal Assistant's desk calendar, the file, and file index, I believe that the Notice to File Missing Parts was not received in our office at anytime.

To complicate the matter further, the postcard sent with the original application was returned to us on November 23, 2003 and it bore a wrong application number (shown as 10/706,228) and a wrong filing date (shown as November 12, 2003). A copy of the returned postcard is attached hereto. Our docketing department noted the error regarding the date on the postcard. However, at the time we had no way of knowing that the application number was also wrong.

After several months passed and the filing receipt was not received, we phoned the U.S. Patent Office on October 19, 2004. The U.S. Patent Office personnel at no time mentioned that there was an outstanding Notice, but merely indicated that a filing receipt would be mailed out to us. We received the official filing receipt on October 22, 2004 (enclosed herein), on which both the application number and the filing date were different from the postcard, and we believe are the correct numbers. However, the filing receipt was not accompanied by the Notice to File Missing Parts. We then received Notice of Abandonment mailed on November 29, 2004, but have never received the Notice to File Missing Parts.

Based on the showing as outlined above, I believe that the Notice to File Missing Parts was never received at our office. Any attempt to investigate the matter ourselves was also hampered by the fact that we did not have a correct application number until October 22, 2004, at which time the due date for replying to the Notice to File Missing Parts had passed unbeknownst to us.

Applicants submits herewith the processing and retention fee as set forth in §1.53(f). No petition fee is believed due at this time.

Application No. 10/705,8... Reply to Notice of Abandonment dated November 29, 2004

Applicants hereby request that the petition be granted based on failure to receive an Office Communication and this application be processed and retained.

Respectfully submitted,

SEED Intellectual Property Law Group PLLC

Hai Han, Ph.D.

Registration No. 54,150

HXH:lcs

Enclosures:

Docketing records with the base date of February 23, 2001
Docketing records with the due date for filing missing parts on April 23, 2002
Copy of Legal Assistant's calendar for April 2004
Copy of File Index
Copy of Returned Postcard
Copy of Official Filing Receipt
Copy of Notice of Abandonment

701 Fifth Avenue, Suite 6300 Seattle, Washington 98104-7092

Phone: (206) 622-4900 Fax: (206) 682-6031

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PATENT

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December 15, 2004

Date

Laura C. Shockey

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Narutoshi Fukuzawa

Application No.

10/705,815

Filed

November 10, 2003

For

OPTICAL RECORDING DISK, METHOD FOR

MANUFACTURING OPTICAL RECORDING DISK AND

OPTICAL RECORDING AND REPRODUCING METHOD FOR

OPTICAL RECORDING DISK

Docket No.:

890050.448

Date

December 15, 2004

FAX (703) 308-7751

OIPE Customer Service Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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Application No. 10/705,815 Reply to Notice of Abandonment dated November 29, 2004

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Respectfully submitted,

SEED Intellectual Property Law Group PLLC

Hai Han, Ph.D.

Registration No. 54,150

HXH:lcs

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701 Fifth Avenue, Suite 6300 Seattle, Washington 98104-7092

Phone: (206) 622-4900 Fax: (206) 682-6031

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690068- 448CA	Pending	2321929	2/23/1999	Request Examination	Request Examination	2/23/2004	2/23/2004
760100- 433EP	Pending	99949529.4	6/1/1999	Response	Office Action - 96(2)	2/23/2004	2/23/2004
690068- 448KR	Pending	00-7009330	2/23/1999	Request Examination	Further Instructions - Request Examination	2/23/2004	2/23/2004
320043- 430EP	Published	98958674.8	11/20/1998	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043-406JP	Expired	21386/83	2/10/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 406EP	Converted	83100398.3	1/18/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043-406IL	Abandoned	67810	2/1/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 421EP	Converted	94202615.4		Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 421FR	Granted	94202615.4		Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004

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320043- 421DE	Granted	94202615.4	9/12/1994	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 421GB	Granted	94202615.4	9/12/1994	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 421NL	Granted	94202615.4	9/12/1994	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 419EP	Converted	93202220.5	7/26/1993	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 419FR	Granted	93202220.5	7/26/1993	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 419DE	Granted	93202220.5	7/26/1993	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 419GB	Granted	93202220.5	7/26/1993	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 416FR	Granted	92201251.3	5/4/1992	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 416DE	Granted	92201251.3	5/4/1992	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 416NL	Granted	92201251.3		Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 416GB	Granted	92201251.3	İ	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 416EP	Converted	92201251.3		Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004

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320043- 415EP	Converted	91201952.8	7/25/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 415FR	Granted	91201952.8	7/25/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 415DE	Granted	91201952.8	7/25/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 415NL	Granted	91201952.8	7/25/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 415GB	Granted	91201952.8	7/25/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 414EP	Abandoned	91201697.9	7/1/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 423EP	Converted	95202162.4	8/8/1995	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 423DE	Granted	95202162.4	8/8/1995	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 423FR	Granted	95202162.4	8/8/1995	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 423GB	Granted	95202162.4	8/8/1995	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043-406IT	Expired	83100398.3		Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 406CH	Expired	83100398.3		Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004

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320043- 406NL	Expired	83100398.3	1/18/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 406DE	Expired	83100398.3	1/18/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 406GB	Expired	83100398.3	1/18/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
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980049- 411PC	Converted	US2002/413 06	12/20/2002	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
110129- 407C4	Published	10/172737	6/13/2002	US-1 month Response	Final Deadline	3/23/2004	2/23/2004
900122-455	Transfer	10/189166	7/3/2002	US-1 month Restriction	1 month +mailing/Due date	3/23/2004	2/23/2004
900122-455	Transfer	10/189166	7/3/2002	US-1 month Restriction	1st Extension/Month 2 of 6	4/23/2004	2/23/2004
210121- 45501PL	Pending	P-354348	4/3/2000	Complete the Filing	Authorization; Priority Documents	4/23/2004	2/23/2004
854063-738	Pending	10/719650		+ mailing	2 month +mailing/Response due	4/23/2004	2/23/2004

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851963-414	Pending	10/705782	11/10/2003	US-2 month + mailing Missing Parts	1st Extension/Month 3 of 6	5/23/2004	2/23/2004
130309- 492USPC	Pending	10/487532	9/14/2004	Information Disclosure Stmnt	Information Disclosure Stmnt	5/23/2004	2/23/2004
130309- 493USPC	Pending	10/487579	9/21/2004	Information Disclosure Stmnt	Information Disclosure Stmnt	5/23/2004	2/23/2004
130209-458	Granted	10/293911	11/12/2002	US- Allowance	Issue Fee Due	5/23/2004	2/23/2004
854063-738	Pending	10/719650	11/21/2003	US-2 month + mailing Missing Parts	1st Extension/Month 3 of 6	5/23/2004	2/23/2004
858063-438	Granted	09/301487	4/28/1999	US- Allowance	Issue Fee Due	5/23/2004	2/23/2004
851663- 410USPC	Allowed	09/582766	9/29/2001	US- Allowance	Issue Fee Due	5/23/2004	2/23/2004
900122-455	Transfer	10/189166	7/3/2002	US-1 month Restriction	2nd Extension/Month 3 of 6	5/23/2004	2/23/2004
130209-513	Pending	10/713552		US-2 month + mailing Missing Parts	1st Extension/Month 3 of 6	5/23/2004	2/23/2004
690068- 459C4	Published	10/785386	2/23/2004	Information Disclosure Strnnt	Information Disclosure Stmnt	5/23/2004	2/23/2004

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900122-455	Transfer	10/189166	7/3/2002	US-1 month Restriction	3rd Extension/Month 4 of 6	6/23/2004	2/23/2004
854063-738	Pending	10/719650	11/21/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	6/23/2004	2/23/2004
851963-414	Pending	10/705782	11/10/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	6/23/2004	2/23/2004
130209-513	Pending	10/713552	11/14/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	6/23/2004	2/23/2004
130209-513	Pending	10/713552	11/14/2003	US-2 month + mailing Missing Parts	3rd Extension/Month 5 of 6	7/23/2004	2/23/2004
851963-414	Pending	10/705782	11/10/2003	US-2 month + mailing Missing Parts	3rd Extension/Month 5 of 6	7/23/2004	2/23/2004
854063-738	Pending	10/719650	11/21/2003	US-2 month + mailing Missing Parts	3rd Extension/Month 5 of 6	7/23/2004	2/23/2004
900122-455	Transfer	10/189166	7/3/2002	US-1 month Restriction	4th Extension/Month 5 of 6	7/23/2004	2/23/2004
690068- 459C4	Published	10/785386	2/23/2004	Information Disclosure Statement	IDS	7/23/2004	2/23/2004
900122-455	Transfer	10/189166	7/3/2002	US-1 month Restriction	Final Deadline	8/23/2004	2/23/2004
854063-738	Pending	10/719650	11/21/2003	US-2 month + mailing Missing Parts	Final Deadline	8/23/2004	2/23/2004
851963-414	Pending	10/705782		US-2 month + mailing Missing Parts	Final Deadline	8/23/2004	2/23/2004

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130309- 493USPC	Pending	10/487579	9/21/2004	Information Disclosure Statement	IDS	12/23/200 4	2/23/2004
590068- 459C4	Published	10/785386	2/23/2004	Bar Date - Foreign Filings	File (additional) Foreigns?	2/23/2005	2/23/2004
110129- 422AU	Granted	27878/00	2/23/2000	Annuity	Annuity	2/23/2005	2/23/2004
980057 - 405P2	NP-Filed	60/546820	2/23/2004	File Application	Filing Due	2/23/2005	2/23/2004
690068- 448EA	Granted	200000872	2/23/1999 	Annuity	Annuity	2/23/2005	2/23/2004
110129- 422NO	Pending	2001-4085	2/23/2000	Annuity	Annuity	2/23/2005	2/23/2004
110129- 422EP	Pending	00906091.4	2/23/2000	Annuity	Annuity	2/23/2005	2/23/2004
980057 - 405P2	NP-Filed	60/546820	2/23/2004	Foreign Filing	Foreign Filing Due	2/23/2005	2/23/2004
980057- 405P3	NP-Filed	60/546934	2/23/2004	File Application	Filing Due	2/23/2005	2/23/2004
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980057- 405P4	NP-Filed	60/546786	2/23/2004		Filing Due	2/23/2005	Market Control of the
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980057- 405P5	NP-Filed	60/546898	2/23/2004	Foreign Filing	Foreign Filing Due	2/23/2005	2/23/2004
980057- 405P6	NP-Filed	60/546815	2/23/2004	File Application	Filing Due	2/23/2005	2/23/2004
980057- 405P6	NP-Filed	60/546815	2/23/2004	Foreign Filing	Foreign Filing Due	2/23/2005	2/23/2004
852163-420	Unfiled			Bar Date - File Application from Foreign	File US Application!	2/23/2005	2/23/2004
110129- 422CA	Pending	2369739	2/23/2000		Annuity	2/23/2005	⁻ 2/23/2004
690068- 448OA	Granted	1200000229	2/23/1999	Annuity	Annuity	2/23/2005	2/23/2004
110129- 422NZ	Pending	513895	2/23/2000	Annuity	Annuity	2/23/2005	2/23/2004
110129- 422NZ	Pending	513895	2/23/2000	Annuity	Annuity - Grace Period	8/23/2005	2/23/2004
110129- 422EP	Pending	00906091.4	2/23/2000	Annuity	Annuity - Grace Period	8/23/2005	2/23/2004

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Granted	200000872	2/23/1999	Annuity	Annuity - Grace Period	8/23/2005	2/23/2004
Granted	27878/00	2/23/2000	Annuity	Annuity - Grace Period	8/23/2005	2/23/2004
Granted	1200000229	2/23/1999	Annuity	Annuity - Grace Period	8/23/2005	2/23/2004
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CPI Patent Database Report for Filing Missing Parts Due on April 23, 2004

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660081-442	Pending	10/627586	7/25/2003	US-2 month + mailing Missing Parts	Final Deadline	4/23/2004
660117- 412C2	Abandoned	10/629314	7/28/2003	US-2 month + mailing Missing Parts	Final Deadline	4/23/2004
854063-738	Pending	10/719650	11/21/2003	US-2 month + mailing Missing Parts	2 month +mailing/Response due	4/23/2004
851963-414	Pending	10/705782	11/10/2003	US-2 month + mailing Missing Parts	2 month +mailing/Response due	4/23/2004
130209-513	Pending	10/713552	11/14/2003	US-2 month + mailing Missing Parts	2 month +mailing/Response due	4/23/2004
720004-913	Allowed	29/192746	10/29/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004
720004-902	Pending	29/192668	10/28/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004
720004-905	Allowed	29/192662	10/28/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004
720004-903	Allowed	29/192667	10/28/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004
340058-556	Pending	10/676843	10/1/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004
851063-487	Pending	10/676731		US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004

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PATENT APPLICATION INDEX

Docket No.:

890050.448

Client Ref. No.: US03-071

Inventor:

Narutoshi Fukuzawa

Invention Title:

OPTICAL RECORDING DISK, METHOD FOR MANUFACTURING OPTICAL

RECORDING DISK AND OPTICAL RECORDING AND REPRODUCING METHOD FOR

OPTICAL RECORDING DISK

U.S. Filing Date: U.S. Application No.:

November 10, 2003

Examiner:

40/706, 22R 10/705,815

Phone No.:

(703)

Art Unit:

Priority Document:

Japanese App. No. 2002-327258, filed November 11, 2002

.cert. copy filed w/USPTO:

November 10, 2003

Small Entity: Assigned To:

NO

TDK Corporation, recorded on, at Reel, Frame

·	Document	Date Filed with PTO	Date Mailed from PTO	Due Date
1.	Check; PTO/SB/05; PTO/SB/17; ADS; Application; Preliminary Amendment; PTO-1595; Assignment; Japanese Certified Priority Document; IDS; PTO-1449; 9 Cited References – filed MP	11/10/03		
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Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

DVC:lcs doces not SENT: November 10, 2003 **NEW APPLICATION**

17497. U.S. PTO 10/706228



Application

Number

PLEASE STAMP WITH APPLICATION NO. AND RETURN

Kindly acknowledge receipt of the below-listed documents by placing your receiving stamp hereon and mailing:

Check; Utility Patent Application Transmittal; Fee Transmittal Form (+copy); Application Data Sheet; Spec., Claims, Abstract (63 pages); 1 Sheets of Drawings (Fig. 1); Preliminary Amendment; Form PTO 1595; Assignment; Japanese Certified Priority Document; IDS; PTO-1449; 9 Cited References in re: Narutoshi Fukuzawa, for OPTICAL. RECORDING DISK, METHOD FOR MANUFACTURING OPTICAL RECORDING DISK AND OPTICAL RECORDING AND REPRODUCING METHOD FOR OPTICAL RECORDING DISK

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FILING RECEIPT

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWNGS	TOT CLMS	IND CLMS
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CONFIRMATION NO. 6308

Date Mailed: 02/23/2004

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Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Narutoshi Fukuzawa, Chuo-ku, JAPAN:

Assignment For Published Patent Application

TDK Corporation, Chuo-ku, JAPAN;

Domestic Priority data as claimed by applicant

Foreign Applications ...

JAPAN 2002-327258 11/11/2002

If Required, Foreign Filing License Granted: 02/19/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Optical recording disk, method for manufacturing optical recording disk and optical recording and reproducing method for optical recording disk

Preliminary Class

430

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

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United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United Statem Patent and Tradistrate Offices Address COMMISSIONER FOR PATENTS PO. Dot 1459 Alexandra Viginia 22313-1439

APPLICATION NUMBER

FILING OR 371(C) DATE

FIRST NAMED APPLICANT

ATTY. DOCKET NO. TITLE

10/705,815

11/10/2003

Narutoshi Fukuzawa

890050.448

CONFIRMATION NO. 6308

ABANDONMENT/TERMINATION

LETTER

00500 SEED INTELLECTUAL PROPERTY LAW GROUP PLLC 701 FIFTH AVE SUITE 6300 SEATTLE, WA 98104-7092

Date Mailed: 11/29/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 02/23/2004.

No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of UNAVOIDABLE DELAY must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(I); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282.Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

PATENT APPLICATION INDEX

Docket No.:

890050.448

Client Ref. No.: US03-071

Inventor:

Narutoshi Fukuzawa

Invention Title:

OPTICAL RECORDING DISK, METHOD FOR MANUFACTURING OPTICAL

RECORDING DISK AND OPTICAL RECORDING AND REPRODUCING METHOD FOR

OPTICAL RECORDING DISK

U.S. Filing Date: U.S. Application No.: November 10, 2003

106,222 16 705,815

Phone No.: (703)

Examiner: Art Unit:

Priority Document:

Japanese App. No. 2002-327258, filed November 11, 2002

cert. copy filed w/USPTO:

November 10, 2003

Small Entity:

NO

Assigned To:

TDK Corporation, recorded on, at Reel, Frame

	Document	Date Filed with PTO	Date Mailed from PTO	Due Date
1.	Check; PTO/SB/05; PTO/SB/17; ADS; Application; Preliminary Amendment; PTO-1595; Assignment; Japanese Certified Priority Document; IDS; PTO-1449; 9 Cited References – filed MP			
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Facsimile T	ransmission	January 26, 2005
To:	Valerie Kinard	
Fax No:	(703) 308-7749	
Phone No:	(703) 305-3974	
Re:	U.S. Patent Application No. 10/705,815	5
Your Ref:		
Seed IP Ref:	890050.448	
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	ve all pages, please call <u>L. Shockey</u> at (206)	622-4900 or fax our office.
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January 25, 2005

To: Valerie Kinard

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Petition to Withdraw Holding of Abandonment (4 pages)(+copy)

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Phone No:			
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(To be used for all correspondence after initial filing)

10/705,815	
November 10, 2003	
Narutoshi Fukuzawa	
1752	
890050.448	
	November 10, 2003 Narutoshi Fukuzawa 1752

ENCLOSURES (check all that apply)							
Fee Transmitta Fee Attach Amendment/Re After Final Affidavits/c Extension of Ti Express Abanc Request Information Dis Statement; For Cited Reference Certified Copy Document(s) Response to M under 37 C.F.F. Response to M Parts/Incomple	l Form ed esponse leclaration(s) me Request donment sclosure m PTO-1449 les of Priority lissing Parts R, 1,52 or 1.53 lissing	Drawing(s) Request for Corrected Receipt Licensing-related Pape Petition Petition to Convert to Provisional Application Power of Attorney, Revocation, Change of Correspondence Address Declaration Statement under 37 Co. 3.73(b) Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table	Filing	After Allowance Communication to TC Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Return Receipt Postcard			
	SIGNATUR	RE OF APPLICANT, ATTO	RNEY, OF	R AGENT Customer Number			
Firm Name	Seed Intellec	tual Property Law Group P	LLC	00500			
Signature	Han	15					
Printed Name	Hai Han, Ph.	D. ^					
Date	December 15	5, 2004	Reg. No.	54,150			
CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Signature C - Lhoney							
Typed or printed r		ra C. Shockey		Date: December 15, 2004			
This collection of information process) an application. Cor	is required by 37 CFR. Aldentiality is governed	1.5. The information is required to obtain by 35 U.S.C. 122 and 37 CFR 1,11 and 1	or relain a benefit. 14. This collection	ifil by the public which is to file (and by the USP ion is estimated to take 2 hours to complete, ind			

This collection of information is required by 37 CFR 1.9. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the annual of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Tradamark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS AUDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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			Application I	Number	10/705,815	10, 2002	
FEE TRANSMITTAL			Filing Date		November 1		
for FY 2005				First Named		Natuloshi F	UKUZAWA
Applicant claims sma	all antity sta	tur Soc 37	CED 1 27	Art Unit	ame	1752	
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FEE CALCULATION							
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Application Type	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FE	ES						Small Entity
Fee Description							Fee (\$) Fee (\$)
Each claim over 20 or, fo	r Reissues,	each claim ov	er 20 and more	than in the orig	ginal patent		50 25
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Total Claims	Extra Cla	ims (Fee (\$)	Fee Paid	(\$)	Multiple	Dependent Claims
-20 or HP =		X		·		Fee (\$)	Fee Paid (\$)
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3 or HP =		X		·			
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3. APPLICATION SIZE	E FEE						
If the specification and for each additional 50 s	drawings ex	ceed 100 she	eets of paper, See 35 U.S.(the application	size fee du	ue is \$250 (\$1 R 1.16(s).	25 for small entity)
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4. OTHER FEE(S)			- 474 4N				rees raid (a)
Non-English Specificati		-	=				420
Other: Processing &	Retention F	ee Under 37	C.F.R. §1.53(1	1			<u>130</u>
SUBMITTED BY			<u>-</u>				
Signature	ر مر اسا	~		istration No. omey/Agent)	54,150	Telephone	206-622-4900

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Effective on 12/004. Fees pursuant to the Consolidated Appropriations Act. 2005 (H.R. 4818).			,	Complete if Known					
				Application	Number	10/705,815	2 2000		
FEE TRANSMITTAL for FY 2005				Filing Date	laaataa	November 1 Narutoshi Fi			
				First Named		Narutosni Fi	IKUZAWA		
			CED 1 27	Art Unit	ante	1752			
Applicant claims		(\$)130	CFR 1.27	Attorney Do	chet No	890050.448			
				Attorney Do	CAECINO.	030000,440			
METHOD OF PAYN			ПО	thes (places identifi	۸۰				
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Deposit Account Deposit Account Number: 19-1090 Deposit Account Name: Seed IP Law Group PLLC For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)									
_	e(s) indicated b		ic Director				ot for the filing fee		
, –	y additional fee		payments				any overpayments		
	nder 37 CFR 1.								
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FEE CALCULATION			,		·				
1. BASIC FILING,		EXAMINAT	ION FEES	; · · ·					
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Application Type	<u>Fee (\$)</u>	Fee (\$)	<u>Fee (\$</u>	<u>Fee (\$)</u>	Fee (\$)	Fee (\$)	Fees Pald (\$)		
Utility	300	150	500	250	200	100			
Design	200	100	100	50	130	65			
Provisional	200	100	0	0	0	0			
2. EXCESS CLAIM	FEES						Small Entity		
Fee Description						<u> </u>	ee (\$) Feo (\$)		
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-20 or HF		X		=		Fee (\$)	Fee Paid (\$)		
HP = highest number	er of total claims	paid for, if g	greater tha	n 20					
Indep. Claims	Extra Clai	<u>ms</u>	Fee (\$)	Fee Paid	<u>(\$)</u>				
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3. APPLICATION S	IZE FEE								
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4. OTHER FEE(S)							Fees Paid (\$)		
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Other: Processing		-	-				<u>130</u>		
				_					
SUBMITTED BY									
Signature	Ha			Registration No. (Attorney/Agent)	54,150	Telephone	206-622-4900		
Name (Print/Type)	Hai Han. Ph.D),				Date	December 15, 2004		

PATENT

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark

Office on the date shown below:

December 15, 2004

Date

Laura C. Shockey

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Narutoshi Fukuzawa

Application No.

: 10/705,815

Filed

: November 10, 2003

For

OPTICAL RECORDING DISK, METHOD FOR

MANUFACTURING OPTICAL RECORDING DISK AND

OPTICAL RECORDING AND REPRODUCING METHOD FOR

OPTICAL RECORDING DISK

Docket No.:

890050.448

Date

.

December 15, 2004

FAX (703) 308-7751

OIPE Customer Service Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 C.F.R 1.181(a)

Commissioner for Patents:

Submitted herein is a petition in reply to the Notice of Abandonment mailed on November 29, 2004. According to the Notice, the application became abandoned for failure to reply or properly reply to the Notice to File Missing Parts mailed on February 23, 2004. Our office never received the Notice to File Missing Parts. Applicant respectfully contends that the

Application No. 10/705,8 **/
Reply to Notice of Abandonment dated November 29, 2004

application is not in fact abandoned because Applicant has never received the Office Communication at issue.

Applicant hereby provides the following information to satisfy the requirements as specified in MPEP §711.03(c) (I)(A) regarding a grantable petition to withdraw holding of abandonment based on failure to receive office action or communication.

The following are the procedures at Seed IP Law Group for processing mail and docketing PTO due dates:

- a. Mail is received in the office, all USPTO correspondence is sent directly to docketing department;
- b. Docketing personnel make an independent review of the documents and produce an independent calculation of due dates (without the use of a computer);
- c. Docketing personnel enter the base date (date mailed from USPTO) into our CPI (Computer Packages Inc.) database and select the appropriate template from the CPI system with the required date calculations programmed for each template;
- d. Docketing personnel compare the independent calculation date with the CPI generated date for accuracy;
- e. Docketing personnel forward a copy of the "print screen" with all due dates listed along with the USPTO correspondent to assigned Legal Assistant;
- f. The legal assistant reviews the docketing department's due date and enters the due date on to a paper calendar;
- g. The legal assistant enters the USPTO correspondence into the appropriate file, and updates file index listing the date mailed from the USPTO and the due date.

Attached hereto are copies from our docketing department showing all actions/reminders entered into CPI with a base date of February 23, 2004 as well as a copy of filing missing parts due on April 23, 2004. A copy of the legal assistant's desk calendar showing

Application No. 10/705,8 2 Reply to Notice of Abandonment dated November 29, 2004

the due dates for the month of April 2004 is enclosed as well as a copy of the file index showing all correspondence to and from the USTPO for this matter.

Upon a strict review of our docketing department's records, the Legal Assistant's desk calendar, the file, and file index, I believe that the Notice to File Missing Parts was not received in our office at anytime.

To complicate the matter further, the postcard sent with the original application was returned to us on November 23, 2003 and it bore a wrong application number (shown as 10/706,228) and a wrong filing date (shown as November 12, 2003). A copy of the returned postcard is attached hereto. Our docketing department noted the error regarding the date on the postcard. However, at the time we had no way of knowing that the application number was also wrong.

After several months passed and the filing receipt was not received, we phoned the U.S. Patent Office on October 19, 2004. The U.S. Patent Office personnel at no time mentioned that there was an outstanding Notice, but merely indicated that a filing receipt would be mailed out to us. We received the official filing receipt on October 22, 2004 (enclosed herein), on which both the application number and the filing date were different from the postcard, and we believe are the correct numbers. However, the filing receipt was not accompanied by the Notice to File Missing Parts. We then received Notice of Abandonment mailed on November 29, 2004, but have never received the Notice to File Missing Parts.

Based on the showing as outlined above, I believe that the Notice to File Missing Parts was never received at our office. Any attempt to investigate the matter ourselves was also hampered by the fact that we did not have a correct application number until October 22, 2004, at which time the due date for replying to the Notice to File Missing Parts had passed unbeknownst to us.

Applicants submits herewith the processing and retention fee as set forth in §1.53(f). No petition fee is believed due at this time.

Application No. 10/705, Reply to Notice of Abandonment dated November 29, 2004

Applicants hereby request that the petition be granted based on failure to receive an Office Communication and this application be processed and retained.

Respectfully submitted,

SEED Intellectual Property Law Group PLLC

Hai Han, Ph.D.

Registration No. 54,150

HXH:lcs

Enclosures:

Docketing records with the base date of February 23, 2001
Docketing records with the due date for filing missing parts on April 23, 2002
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Copy of File Index
Copy of Returned Postcard
Copy of Official Filing Receipt
Copy of Notice of Abandonment

701 Fifth Avenue, Suite 6300 Seattle, Washington 98104-7092

Phone: (206) 622-4900 Fax: (206) 682-6031

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PATENT

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Laura C. Shockey

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Applicants

Narutoshi Fukuzawa

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Application No. 10/705,817
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Respectfully submitted,

SEED Intellectual Property Law Group PLLC

Hai Han, Ph.D.

Registration No. 54,150

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701 Fifth Avenue, Suite 6300 Seattle, Washington 98104-7092

Phone: (206) 622-4900 Fax: (206) 682-6031

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130109-507	Pending	10/693672	10/23/2003	Check Status	Check Status	2/23/2004	2/23/2004
260006- 443EP	Pending	02734559.4	5/28/2002	Response	Re: Amend Claims	2/23/2004	2/23/2004
690068- 448CA	Pending	2321929	2/23/1999	Request Examination	Request Examination	2/23/2004	2/23/2004
760100- 433EP	Pending	99949529.4	6/1/1999	Response	Office Action - 96(2)	2/23/2004	2/23/2004
690068- 448KR	Pending	00-7009330	2/23/1999	Request Examination	Further Instructions - Request Examination	2/23/2004	2/23/2004
320043- 430EP	Published	98958674.8	11/20/1998	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043-406JP	Expired	21386/83	2/10/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 406EP	Converted	83100398.3	1/18/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043-406IL	Abandoned	67810	2/1/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 421EP	Converted	94202615.4	9/12/1994	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
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320043- 421NL	Granted	94202615.4	9/12/1994	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 419EP	Converted	93202220.5	7/26/1993	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 419FR	Granted	93202220.5	7/26/1993	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 419DE	Granted	93202220.5	7/26/1993	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 419GB	Granted	93202220.5	7/26/1993	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 416FR	Granted	92201251.3	5/4/1992	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 416DE	Granted	92201251.3	5/4/1992	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 416NL	Granted	92201251.3		Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
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320043- 415DE	Granted	91201952.8	7/25/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 415NL	Granted	91201952.8	7/25/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 415GB	Granted	91201952.8	7/25/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 414EP	Abandoned	91201697.9	7/1/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 423EP	Converted	95202162.4	8/8/1995	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	``2/23/2004
320043- 423DE	Granted	95202162.4	8/8/1995	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
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320043- 406CH	Expired	83100398.3		Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004

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320043- 406NL	Expired	83100398.3	1/18/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 406DE	Expired	83100398.3	1/18/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 406GB	Expired	83100398.3	1/18/1983	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
320043- 415ES	Abandoned	91201952.8	7/25/1991	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
980049- 411PC	Converted	US2002/413 06	12/20/2002	Send file to Docketing for Review	Send file to Docketing for Review	3/8/2004	2/23/2004
110129- 407C4	Published	10/172737	6/13/2002	US-1 month Response	Final Deadline	3/23/2004	2/23/2004
900122-455	Transfer	10/189166	7/3/2002	US-1 month Restriction	1 month +mailing/Due date	3/23/2004	2/23/2004
900122-455	Transfer	10/189166	7/3/2002	US-1 month Restriction	1st Extension/Month 2 of 6	4/23/2004	2/23/2004
210121- 45501PL	Pending	P-354348		Complete the Filing	Authorization; Priority Documents	4/23/2004	2/23/2004
854063-738	Pending	10/719650		US-2 month + mailing Missing Parts	2 month +mailing/Response due	4/23/2004	2/23/2004

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130209-458	Granted	10/293911	11/12/2002	US- Allowance	Issue Fee Due	5/23/2004	2/23/2004
854063-738	Pending	10/719650	11/21/2003	US-2 month + mailing Missing Parts	1st Extension/Month 3 of 6	5/23/2004	2/23/2004
858063-438	Granted	09/301487	4/28/1999	US- Allowance	Issue Fee Due	5/23/2004	2/23/2004
851663- 410USPC	Allowed	09/582766	9/29/2001	US- Allowance	Issue Fee Due	5/23/2004	2/23/2004
900122-455	Transfer	10/189166	7/3/2002	US-1 month Restriction	2nd Extension/Month 3 of 6	5/23/2004	2/23/2004
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690068- 459C4	Published	10/785386	2/23/2004	Information Disclosure Stmnt	Information Disclosure Stmnt	5/23/2004	2/23/2004

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851963-414	Pending	10/705782	11/10/2003	US-2 month + mailing Missing Parts	3rd Extension/Month 5 of 6	7/23/2004	2/23/2004
854063-738	Pending	10/719650	11/21/2003	US-2 month + mailing Missing Parts	3rd Extension/Month 5 of 6	7/23/2004	2/23/2004
900122-455	Transfer	10/189166	7/3/2002	US-1 month Restriction	4th Extension/Month 5 of 6	7/23/2004	2/23/2004
690068- 459C4	Published	10/785386	2/23/2004	Information Disclosure Statement	IDS	7 /23/2004	2/23/2004
900122-455	Transfer	10/189166		US-1 month Restriction	Final Deadline	8/23/2004	2/23/2004
854063-738	Pending	10/719650	11/21/2003	US-2 month + mailing Missing Parts	Final Deadline	8/23/2004	2/23/2004
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110129- 422AU	Granted	27878/00	2/23/2000	Annuity	Annuity	2/23/2005	2/23/2004
980057- 405P2	NP-Filed	60/546820	2/23/2004	File Application	Filing Due	2/23/2005	2/23/2004
690068- 448EA	Granted	200000872	2/23/1999	Annuity	Annuity	2/23/2005	2/23/2004
110129- 422NO	Pending	2001-4085	2/23/2000	Annuity	Annuity	2/23/2005	2/23/2004
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980057- 405P5	NP-Filed	60/546898	2/23/2004	Foreign Filing	Foreign Filing Due	2/23/2005	2/23/2004
980057- 405P6	NP-Filed	60/546815	2/23/2004	File Application	Filing Due	2/23/2005	2/23/2004
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110129- 422NZ	Pending	513895	2/23/2000	Annuity	Annuity	2/23/2005	2/23/2004
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660081-442	Pending	10/627586	7/25/2003	US-2 month + mailing Missing Parts	Final Deadline	4/23/2004
660117- 412C2	Abandoned	10/629314	7/28/2003	US-2 month + mailing Missing Parts	Final Deadline	4/23/2004
854063-738	Pending	10/719650	11/21/2003	US-2 month + mailing Missing Parts	2 month +mailing/Response due	4/23/2004
851963-414	Pending	10/705782	11/10/2003	US-2 month + mailing Missing Parts	2 month +mailing/Response due	4/23/2004
130209-513	Pending	10/713552	11/14/2003	US-2 month + mailing Missing Parts	2 month +mailing/Response due	4/23/2004
720004-913	Allowed	29/192746	10/29/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004
720004-902	Pending	29/192668	10/28/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004
720004-905	Allowed	29/192662	10/28/2003	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004
720004-903	Allowed	29/192667	!	US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004
340058-556	Pending	10/676843		US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004
851063-487	Pending	10/676731		US-2 month + mailing Missing Parts	2nd Extension/Month 4 of 6	4/23/2004

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PATENT APPLICATION INDEX

Docket No.:

890050.448

Client Ref. No.: US03-071

Inventor:

Narutoshi Fukuzawa

Invention Title:

OPTICAL RECORDING DISK, METHOD FOR MANUFACTURING OPTICAL

RECORDING DISK AND OPTICAL RECORDING AND REPRODUCING METHOD FOR

OPTICAL RECORDING DISK

U.S. Filing Date: U.S. Application No.:

November 10, 2003 40/706,22R 10/705,815

Examiner:

Art Unit:

Priority Document:

Phone No.: (703)

Japanese App. No. 2002-327258, filed November 11, 2002 cert. copy filed w/USPTO:

November 10, 2003

Small Entity:

NO

Assigned To:

TDK Corporation, recorded on, at Reel, Frame

	Document	Date Filed with PTO	Date Mailed from PTO	Due Date
1.	Check; PTO/SB/05; PTO/SB/17; ADS; Application; Preliminary Amendment; PTO-1595; Assignment; Japanese Certified Priority Document; IDS; PTO-1449; 9 Cited References – filed MP			:
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Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 DVC:lcs do Co not SENT: November 10, 2003
NEW APPLICATION

17497 U.S.PTO 10/706228



PLEASE STAMP WITH APPLICATION NO. AND RETURN

Kindly acknowledge receipt of the below-listed documents by placing your receiving stamp hereon and mailing:

Check; Utility Patent Application Transmittal; Fee Transmittal Form (+copy); Application Data Sheet; Spec., Claims, Abstract (63 pages); I Sheets of Drawings (Fig. 1); Preliminary Amendment; Form PTO: 1595; Assignment; Japanese Certified Priority Document; IDS; PTO-1449; 9 Cited References in re: Narutoshi Fukuzawa, for OPTICAL RECORDING DISK, METHOD FOR MANUFACTURING OPTICAL RECORDING AND REPRODUCING METHOD FOR OPTICAL RECORDING DISK.

NO FEE OR FORMAL PAPERS BEING SUBMITTED
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Application Number

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR INTENTS P.O. UST 130 Alexandra, Vigina 2313-1410

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
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CONFIRMATION NO. 6308

Date Mailed: 02/23/2004

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Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Narutoshi Fukuzawa, Chuo-ku, JAPAN;

Assignment For Published Patent Application

TDK Corporation, Chuo-ku, JAPAN;

Domestic Priority data as claimed by applicant

Foreign Applications

JAPAN 2002-327258 11/11/2002

If Required, Foreign Filing License Granted: 02/19/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Optical recording disk, method for manufacturing optical recording disk and optical recording and reproducing method for optical recording disk

Page 2 of 2

Preliminary Class

430

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United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. DOX 1490 Al-semble Vigoria 23313-1150 www.usplugute 23313-1150

APPLICATION NUMBER

FILING OR 371(C) DATE

FIRST NAMED APPLICANT

ATI'Y, DOCKET NO, TITLE

10/705,815

11/10/2003

Narutoshi Fukuzawa

890050.448

CONFIRMATION NO. 6308 ABANDONMENT/TERMINATION

LETTER

00500 SEED INTELLECTUAL PROPERTY LAW GROUP PLLC 701 FIFTH AVE

SUITE 6300 SEATTLE, WA 98104-7092 *OC000000014622839*

Date Mailed: 11/29/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 02/23/2004.

No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of UNAVOIDABLE DELAY must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the aboveidentified Notice; (3) the petition fee set forth in 37 CFR 1.17(I); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the aboveidentified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

PATENT APPLICATION INDEX

Docket No.:

890050.448

Client Ref. No.: US03-071

Inventor.

Narutoshi Fukuzawa

Invention Title:

OPTICAL RECORDING DISK, METHOD FOR MANUFACTURING OPTICAL.

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U.S. Application No.:

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